

**BOARD OF SUPEVISORS PROCEEDINGS**  
**September 1, 2009**

Pursuant to adjournment, the Board met with Breunig, Fauver, Kuncl, Hanson, and Karloff present. Sukstorf was excused.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was mailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chair informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Chairperson Karloff called the meeting to order at 9:00 a.m.

Public Works Directors report:

1. Possibly might have a couple individuals willing to serve on the Wahoo Township Board and hopefully will have names for the Board to make appointments next Tuesday.
2. The Bridge crew is ready to set bridge slabs on the Wahoo SE Project (this is a FEMA bridge replacement project that will reimburse the County up to 87.5% of expenses incurred for time/equipment use/materials).
3. The Grading crew is at County Road E replacing a small bridge that leads into Big Sandy and will also replacing a small culvert down in that area while they are there.
4. Culvert crew is still in the Valparaiso area – a lot of work to be done in that area; culvert replacing; tree trimming and ditch cleaning.
5. Work has started on completion of the retaining wall south of the Eternal Flame; the City of Wahoo will be lowering the gas line that is in the way.
6. Valparaiso SE Project has started – this is also a FEMA Project.
7. The Board discussed issues of concerns that have been brought to them from citizens regarding bicycling events that have been held in the County this year.

The CEO of Saunders Medical Center reported the to Board general activities at the facility and then presented the Board with the Financial Report for the period ending on July 31, 2009.

Jail Administrator report:

As of right now the County Correctional Facility is housing (141) prisoners – (39 are County prisoners) – of the remaining prisoners (44) are Federal prisoners. The female prisoners count is (16) and we are scheduled to receive an additional (5) Federal female prisoners today. Discussed the possibility of getting immigration prisoners. Was asked if he thought he had enough staffing – currently there are (38) correctional officers – thought staffing was sufficient for now. All in all – at the moment the facility is running very well.

Motion by Breunig, seconded by Fauver to allow the Saunders Medical Center to use the County's Fleet Number from Ford, contingent upon the County Attorney receiving a letter from NIRMA (the County's Liability Insurance carrier), with regards to the county not being subject to any liability issues for said use. Voting yes were Breunig, Fauver, Kuncl, Hanson and Karloff. Voting no were none. Motion carried.

Motion by Breunig, seconded by Karloff to convene as an Equalization Board at 11:35 a.m. Voting yes were Fauver, Kuncl, Hanson, Karloff and Breunig. Voting no were none. Motion carried.

**BOARD OF EQUALIZATION PROCEEDINGS**  
**September 1, 2009**

Pursuant to adjournment Sine Die, the Board met with Karloff, Breunig, Fauver, Kuncl and Hanson present. Sukstorf was excused.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was mailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chair informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Chairperson Hanson called the meeting to order at 11:36 a.m.

Motion by Karloff, seconded by Fauver to authorize the mailing of (2) Change of Value Notices (see attached). Voting yes were Kuncl, Hanson, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Karloff, seconded by Hanson to approve Tax Corrections #4602 thru #4606 (see attached). Voting yes were Hanson, Karloff, Breunig, Fauver and Kuncl. Voting no were none. Motion carried.

Motion by Kuncl, seconded by Fauver to approve the minutes of the August 18<sup>th</sup> Board meeting. Voting yes were Karloff, Breunig, Fauver, Kuncl and Hanson. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Hanson declared the meeting adjourned Sine Die at 11:38 a.m.

\*\*\*\*\*

Motion by Hanson, seconded by Karloff to approve a Cash Advance of \$180.00 for Pre-registration fees for (10) County Officials to attend the NACO Southeast District meeting on September 28<sup>th</sup> at Peter Kiewit Lodge, Mahoney State Park. The County Treasurer is hereby authorized to issue a check for said amount to Joyce Oakley, Nemaha County Clerk, Courthouse Suite 201, 1824 N Street, Auburn, NE 68305. Voting yes were Breunig, Fauver, Kuncl, Hanson and Karloff. Voting no were none. Motion carried.

Motion by Hanson, seconded by Kuncl to approve the County's Payroll for the month of September and hereby authorize the County Treasurer to issue a check to the Saunders County Imprest Account for the full amount for all funds. Voting yes were Fauver, Kuncl, Hanson, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Kuncl, seconded by Hanson to approve the minutes of the August 25<sup>th</sup> Board meeting. Voting yes were Kuncl, Hanson, Karloff and Breunig. Voting no were none. Fauver abstained. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 2:25 p.m.

### **BOARD OF SUPEVISORS PROCEEDINGS September 8, 2009**

Pursuant to adjournment, the Board met with Breunig, Fauver, Kuncl, Sukstorf, Hanson and Karloff present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was mailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chair informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Chairperson Karloff called the meeting to order at 9:00 a.m.

Public Works Directors report:

8. The Bridge crew has set bridge slabs on the Wahoo SE Project (FEMA bridge replacement project) working on tying them together and putting railings in.
9. Valparaiso SE Project is coming along – should be done with it by the first of next week.
10. Culvert crew is on vacation.
11. Discussed an issue concerning Elk Township and a minimum maintenance road. A property owner has built a home off a minimum maintenance which is under the jurisdiction of Elk Township – as per State Law this road has to brought up to the next standard. Township claims to not have enough finances to do all the work required, the Highway Dept. is trying to work with the Township to address the issue.

Motion by Hanson, seconded by Breunig to approve the minutes of the September 1<sup>st</sup> Board meeting. Voting yes were Breunig, Fauver, Kuncl, Hanson and Karloff. Voting no were none. Sukstorf abstained. Motion carried.

Motion by Sukstorf, seconded by Breunig to approve the request of the Clerk of District Court for the purchase of a Savin C9025 Color Copier from Office Net, Fremont in the amount of \$4,960.00 and also the service contract. Said expense to be paid for from the County Board's Equipment budget. To also authorize SECO to processed with electrical work to relocate the push button that opens the door to the Clerk of District's office, in the amount of \$422.50. Voting yes were Fauver, Kuncl, Sukstorf, Hanson, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Kuncl, seconded by Fauver to accept the Inventory Reports from the various County Officials for the Year 2009. Voting yes were Kuncl, Sukstorf, Hanson, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Breunig, seconded by Hanson to convene as an Equalization Board at 9:40 a.m. Voting yes were Sukstorf, Hanson, Karloff, Breunig, Fauver and Kuncl. Voting no were none. Motion carried.

### **BOARD OF EQUALIZATION PROCEEDINGS September 8, 2009**

Pursuant to adjournment Sine Die, the Board met with Karloff, Breunig, Fauver, Kuncl, Sukstorf and Hanson present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was mailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chair informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Chairperson Hanson called the meeting to order at 9:41 a.m.

Motion by Sukstorf, seconded by Fauver to approve the application for Tax Exemption on Motor Vehicles by Bishop Neumann Central High School, Wahoo for the following vehicles: 1982 Chevrolet Truck; 1985 Chevrolet Bus; (2) 1990 GMC CHS P3500; 1991 Chevrolet Bus; 1992 Chevrolet Van; 1994 GMC Bus; 1996 International Bus; 1997 GMC

Bus; 1998 International Bus; 2001 Freightliner; 2002 International Bus; 2004 Chevy Venture Van; 2004 IC School Bus and 2008 IC 200 Chassis Bus. Voting yes were Hanson, Karloff, Breunig, Fauver, Kuncl and Sukstorf. Voting no were none. Motion carried.

Motion by Karloff, seconded by Breunig to approve the minutes of September 1<sup>st</sup> Board meeting. Voting yes were Karloff, Breunig, Fauver, Kuncl and Hanson. Voting no were none. Sukstorf abstained. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Hanson declared the meeting adjourned Sine Die at 9:42 a.m.

\*\*\*\*\*

Motion by Hanson, seconded by Fauver to adopt **Resolution #25-2009** borrowing of funds from the County Building Fund for the General Fund. Voting yes were Breunig, Fauver, Kuncl, Sukstorf, Hanson and Karloff. Voting no were none. Motion carried.

Motion by Kuncl, seconded by Breunig to open the Public Hearing for the Adoption and appropriation of funds for County's Fiscal Year 2009-2010 Budget, at 10:02 a.m. Voting yes were Fauver, Kuncl, Sukstorf, Hanson, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Breunig, seconded by Fauver to close the Public Hearing at 10:40 a.m. Voting yes were Kuncl, Sukstorf, Hanson, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Breunig, seconded by Fauver direct the County Clerk to adjust the Cash Reserve amount for Fiscal Year 2009-2010 Budget by \$10, 376.00 and to place said amount towards the County Treasurer's budget to make that office's bottom line \$300,000.00. Voting yes were Hanson, Breunig and Fauver. Voting no were Sukstorf, Karloff and Kuncl. Motion not carried. Motion failed due to a tie.

Motion by Breunig, seconded by Sukstorf to adopt **Resolution #26-2009** adopting and appropriating of funds for the County's Fiscal Year 2009-2010 Budget. Voting yes were Hanson, Karloff, Breunig, Fauver, Kuncl and Sukstorf. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 10:52 p.m.

**BOARD OF SUPEVISORS PROCEEDINGS**  
**September 15, 2009**

Pursuant to adjournment, the Board met with Breunig, Fauver, Kuncl, Sukstorf, Hanson and Karloff present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was mailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chair informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Chairperson Karloff called the meeting to order at 9:00 a.m.

Public Works Director report:

1. Side walk to the Eternal Flame from the parking lot of the LE&J Center is complete.
2. Work on County Road 15 between H&I is being finished up today.
3. Discussed various bridges around the county – the inspection requirements and who does the inspections. If the bridge is closed – there are different types of signage that can be installed.
4. Discussed other road and culvert work being done around the county.

Motion by Kuncl, seconded by Breunig to approve the Interlocal Agreement with Elk Township to help with a the upgrading of a minimum maintenance road that has had a residential home built on property that has access to the road - as per State Law this road has to brought up to the next standard. Voting yes were Breunig, Fauver, Kuncl, Sukstorf, Hanson and Karloff. Voting no were none. Motion carried.

Motion by Fauver, seconded by Hanson to authorize the Saunders County Highway Superintendent to act on behalf of the County with regards to obtaining \$80,600 from an Energy Efficiency and Conservation Block Grant. Voting yes were Fauver, Kuncl, Sukstorf, Hanson, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Hanson, seconded by Fauver that all Key Entry Cards, equipment and software are to be paid for out of the Building Security Budget for the LE&J Center. Voting yes were Kuncl, Sukstorf, Hanson, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Sarah Browning, Extension Educator – updated the Board on the grant funding for the landscaping around the LE&J Center and the Courthouse.

Motion by Breunig, seconded by Hanson to authorize the Chair to sign the Memorandum of Support for the Nebraska Innovation Zone Commission’s (NIZC) Model Design Standards for I-80 Corridor. Voting yes were Sukstorf, Hanson, Karloff, Breunig, Fauver and Kunc1. Voting no were none. Motion carried.

Motion by Hanson, seconded by Fauver to provide Seasonal Flu Shots and H1N1 Flu Shots to all Elected and Appointed Officials and all County Employees. The County Clerk is directed to make arrangements with Three Rivers Public Health Dept. to give the shots. Voting yes were Hanson, Karloff, Breunig, Fauver, Kunc1 and Sukstorf. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Breunig to approve the application for Special Designated Liquor License by Michael L. Beckman, Wahoo – for a beer garden on October 17, 2009 from 12:00 p.m. to 7:00 p.m., at High Velocity Sports, 1660 County Road J, Wahoo. Voting yes Karloff, Breunig, Fauver, Kunc1, Sukstorf and Hanson. Voting no were none. Motion carried.

Motion by Hanson, seconded by Sukstorf to approve the minutes of the September 8<sup>th</sup> Board meeting. Voting yes were Breunig, Fauver, Kunc1, Sukstorf, Hanson and Karloff. Voting no were none. Motion carried.

Motion by Kunc1, seconded by Hanson to approve the with withdrawal and substitution of \$100,000 of pledged securities of Commercial State Bank, Cedar Bluffs and the addition of \$1,000,000 of pledged securities First National Bank, Wahoo. Voting yes were Fauver, Kunc1, Sukstorf, Hanson, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Breunig to convene as an Equalization Board at 9:45 a.m. Voting yes were Kunc1, Sukstorf, Hanson, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

**BOARD OF EQUALIZATION PROCEEDINGS**  
**September 15, 2009**

Pursuant to adjournment Sine Die, the Board met with Karloff, Breunig, Fauver, Kunc1, Sukstorf and Hanson present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was mailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chair informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Chairperson Hanson called the meeting to order at 9:46 a.m.

Motion by Breunig, seconded by Karloff to deny the appeal of Randy J. Palm, Wahoo, for the 25% penalty to be waived that has been applied to their 2009 Personal Property Tax, for filing their return late. All as per Nebr. State Statute 77-1233.06(3). Voting yes were Sukstorf, Hanson, Karloff, Breunig, Fauver and Kunc1. Voting no were none. Motion carried.

Motion by Karloff, seconded by Sukstorf to authorize the mailing of (8) Change of Value Notices (see attached). Voting yes were Hanson, Karloff, Breunig, Fauver, Kunc1 and Sukstorf. Voting no were none. Motion carried.

Motion by Breunig, seconded by Karloff to approve Tax Corrections #4607 thru #4612 (see attached). Voting yes were Karloff, Breunig, Fauver, Kunc1, Sukstorf and Hanson. Voting no were none. Motion carried.

Motion by Fauver, seconded by Karloff to approve the minutes of the September 8<sup>th</sup> Board meeting. Voting yes were Breunig, Fauver, Kunc1, Sukstorf, Hanson and Karloff. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Hanson declared the meeting adjourned Sine Die at 9:50 a.m.  
\*\*\*\*\*

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 11:30 a.m.

**BOARD OF SUPEVISORS PROCEEDINGS**  
**September 22, 2009**

Pursuant to adjournment, the Board met with Breunig, Fauver, Kunc1, Sukstorf, Hanson, Lutton and Karloff present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was mailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chair informed the public of the location of the posting of the Open Meeting Act (84-1407 to 84-1414 as amended by LB 898 2006).

Chairperson Karloff called the meeting to order at 9:00 a.m.

Chairperson Karloff welcomed David Lutton, who was appointed fill unexpired term of District #1 of the Saunders County Board of Supervisor's, to fill the vacancy that existed due to the untimely death of Dean Busing. The appointment was made by the County Clerk, County Attorney and County Treasurer. Mr. Lutton took the Oath of Office and was sworn in by County Court Judge Marvin Miller, prior to the meeting.

The Public Works Director reported on the various activities of the Bridge Crew, Grading Crew and Culvert Crew. Discussed with the Board the need to pass a resolution that is worded with terminology that U.S. Department of Energy requires prior to releasing Energy Efficiency and Conservation Block Grant funding to the him.

Motion by Breunig, seconded by Hanson to adopt **Resolution #28-2009** authorizing Steve Mike, Public Works Director or his designee to execute all documents necessary to make application to the U.S. Department of Energy for funds under its EECBG and submit such application. Voting yes were Breunig, Fauver, Kuncle, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried

Motion by Kuncle, seconded by Sukstorf to authorize the Public Works Director to advertise for bids for (1) New/Used Motor Grader. Said bids to be opened and considered at 9:00 a.m. October 13, 2009. Voting yes were Fauver, Kuncle, Sukstorf, Hanson, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Lutton, seconded by Hanson to appoint Randy and Karla Zima, 1151 County Road J, Mead, NE to the Wahoo Rural Township Board to fill two of the positions of the unexpired term of office that expires January 5, 2011. Voting yes were Kuncle, Sukstorf, Hanson, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Breunig, seconded by Fauver to approve application for Conditional Permit #6916 by Ray Delong of Environmental Land Management Inc., for application of paunch material generated by Hormel Foods of Fremont, Nebraska onto the agricultural ground of Todd Fick located in Sections 22&23-13-8 (Green Precinct). Zoning Dist. is Agricultural (A-1), subject to the following conditions: Approval of the Dept. of Agriculture and the Dept. of Environmental Quality. The storage and application of the material will be in accordance with the terms as follows: It will be stored on clay type soils and on level ground (<5% slope) in a window pile. It will not be distributed until spread. It will not be stored within 1,320 feet of inhabited dwellings, businesses or facilities or land frequented by the public without receiving written permission to do so by those individuals. It will not be stored within 500 feet of a domestic or municipal water supply, 50 feet of any surface waters and within a 100 flood plain unless protected by inundation. It will not be spread on edible portions of crops consumed by humans. Permit is subject to annual review and if odor becomes a factor as it is being applied, incorporation will be a part of the application process within 48 hours. As recommended by the Planning Commission. Voting yes were Sukstorf, Hanson, Lutton, Karloff, Breunig, Fauver and Kuncle. Voting no were none. Motion carried.

Motion by Breunig, seconded by Hanson to open the Public Hearing to Set Final Tax Request for Taxing Year 2009, at 9:57 a.m. Voting yes were Hanson, Lutton, Karloff, Breunig, Fauver, Kuncle and Sukstorf. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Kuncle to close the Public Hearing at 10:59 a.m. and to adopt **Resolution #27-2009** setting the County's Final Property Tax Levy for 2009 as follows: General .25513, Bond-Health Services .00862, Bond-Law Enforcement Center and Jail .03124 and County Building .00055 – for a total taxing levy of .29554. Voting yes were Lutton, Karloff, Breunig, Fauver, Kuncle, Sukstorf and Hanson. Voting no were none. Motion carried.

Motion by Hanson, seconded by Fauver to authorize the Chairperson to sign the Agreement for Communication Services with Windstream Communications for (5) years for Wireline and Long Distance and for (3) years for Internet, for the County's off site offices located at 426 N Broadway, the Courthouse offices located at 433 N Chestnut and the Law Enforcement & Judicial Center located at 387 N Chestnut, all in Wahoo. Voting yes were Karloff, Breunig, Fauver, Kuncle, Sukstorf, Hanson and Lutton. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Lutton to approve the Vendor Claims against the County for the month of September and hereby authorize the County Treasurer to issue a check to the Saunders County Imprest Account for the full amount for all funds. Voting yes were Breunig, Fauver, Kuncle, Sukstorf, Hanson, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Breunig to authorize the Chair to sign the Addendum to the Listing Agreement with Home Real Estate to extend the expiration date of listing to March 24, 2010 for the County's property described as Lots 1-17 W½ of 18 Blks 1 & 2 (805 W 10<sup>th</sup> Street, Wahoo where the Old Medical Center was located). Voting yes were Fauver, Kuncle, Sukstorf, Hanson, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Breunig, seconded by Kuncle to approve the minutes of the September 15<sup>th</sup> Board meeting. Voting yes were Kuncle, Sukstorf, Hanson, Lutton, Karloff, Breunig and Fauver. Voting no were none. Motion carried.

Motion by Fauver, seconded by Hanson to approve the addition \$200,000 of Pledged Securities – First State Bank-Yutan, Lincoln. Voting yes were Sukstorf, Hanson, Lutton, Karloff, Breunig, Fauver and Kuncle. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Lutton to accept the Fee Reports from the various County Officials for the month of August 2009. Voting yes were Hanson, Lutton, Karloff, Breunig, Fauver, Kuncle and Sukstorf. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 11:00 a.m.